

DEPARTMENT OF ALCOHOL AND DRUG PROGRAMS

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Date: June 10, 2011

DUI Letter No. 11-01

TO: DUI PROGRAM SERVICE PROVIDERS
CALIFORNIA COUNTY ALCOHOL AND DRUG PROGRAM ADMINISTRATORS
DUI COUNTY COORDINATORS

SUBJECT: PARTICIPANTS ELIGIBLE FOR FEE WAIVERS

This letter provides direction and clarifies regulations impacting DUI program participants eligible for a fee waiver.

Title 9, Section 9878(f)(1) requires that DUI programs assess no more than \$5.00 per month for each month that a participant is qualified for a program fee waiver. Regulations do not allow programs to collect down payment fees or enrollment/intake fees from these participants. The only additional fees programs may collect, from a fee waiver participant, is a \$5.00 rescheduling fee and a \$10 reinstatement fee. Any fees collected from a participant or potential participant prior to enrollment must be refunded if that participant is deemed eligible for a fee waiver at the time of intake.

Title 9, Section 9879(b)(2) prohibits programs from denying services to a participant based on their financial status. Additionally, programs may not "wait list" or re-direct potential DUI participants to another licensed program based solely on their fee waiver status. It is the responsibility of every DUI program to accept and provide services to participants, regardless of their financial status.

Please contact your DUI program analyst for additional questions or concerns you may have regarding this letter.

Sincerely,

A handwritten signature in blue ink that reads 'Millicent Gomes'.

MILLICENT GOMES
Deputy Director
Office of Criminal Justice Collaboration



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For energy saving tips, visit the Flex Your Power website at
<http://www.fypower.org>